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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provided for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

<u>Application Number</u>	10/040,394
<u>Filing Date</u>	January 9, 2002
<u>First Named Inventor</u>	SOE
<u>Group Art Unit</u>	1761
<u>Examiner Name</u>	K. Hendricks
<u>Attorney Docket Number</u>	674509-2045.1

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under C.F.R. § 1.114.**

a. Previously submitted
i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered)
ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
iii. Other _____.
b. Enclosed
i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)
iii. Information Disclosure Statement (IDS)
iv. Other _____.

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2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103© for a period of _____.
months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
b. Other _____.

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. Checks in the amount of \$750.00 is enclosed for the following:
i. RCE fee required under 37 C.F.R. § 1.17(e)
ii. Extension of time fee (37 C.F.R. § 1.17)
iii. Other _____.
b. The Director is authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 50-0320.
c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Thomas J. Kowalski	Registration No. (Attorney/Agent)	32,147
Signature	<i>Thomas J. Kowalski</i>	Date November 4, 2003	

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being hand delivered to the Office of Petitions, United States Patent and Trademark Office on the date below.

Name (Print/Type)	
Signature	
"	

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\$1.00 EA

750.00 CP

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